

IN RE: REALPAGE, INC., RENTAL)	Case No. 3:23-md-3071
SOFTWARE ANTITRUST LITIGATION)	MDL No. 3071
(NO. II))	
)	Chief Judge Waverly D. Crenshaw, Jr.
)	
)	JURY DEMAND
)	
)	This Document Relates to:
)	3:23-cv-00412
)	3:23-cv-00413

Plaintiffs in certain matters transferred to this multidistrict litigation (“MDL”) originally named “The Related Companies, Inc.” as a Defendant. Counsel for that entity conferred with Plaintiffs’ Co-Lead Counsel, indicating that the correct Defendants were “The Related Companies, L.P.” and “Related Management Company L.P.” Accordingly, in the Consolidated Amended Complaint (Dkt. 291), Multi-Family Plaintiffs named “The Related Companies, L.P.” and “Related Management Company L.P.” as Defendants (and, correspondingly, did not name “The Related Companies, Inc.” as a Defendant in that pleading). The same is true for the First Amended Consolidated Class Action Complaint. (Dkt. 314).

It has come to Plaintiffs' attention that the pleadings in the underlying dockets in the above-captioned matters still list the original "Related" entity rather than the corrected ones. As to the

¹ Due to an internal miscommunication, Plaintiffs prematurely filed a similar Motion (Dkt. 362) without the requisite pre-motion conferral. Plaintiffs promptly moved to withdraw the Motion (Dkt. 365), conferred with defense counsel as reflected herein, and respectfully ask the Court to grant this renewed Motion.

above-captioned matters, Plaintiffs therefore respectfully move the Court to (1) deem “The Related Companies, L.P.” and “Related Management Company L.P.” as substituted for “The Related Companies, Inc.” in each case; and (2) terminate “The Related Companies, Inc.” as a Defendant on each docket. Plaintiffs also submit that filing individual amended complaints in each of these actions would not be a good use of party or judicial resources. Accordingly, in the interests of conservation of resources and judicial economy, Plaintiffs hereby respectfully request that the Court also defer the need for the Plaintiff in each of these matters to file an amended pleading reflecting this substitution until further order of the Court.

Co-Lead Counsel has conferred with counsel for these “Related” entities. They have indicated that they do not oppose the relief requested in this Motion, provided that Plaintiffs agree that consenting to this relief does not constitute a waiver of their right to challenge service of process, subject matter jurisdiction (as qualified by Defendants’ June 7, 2023 Notice Re Defendants’ Positions on Jurisdiction, Service, Arbitration and Other Issues) (Dkt. 261), personal jurisdiction, or venue, or on the basis of agreements to arbitrate, class action waivers, jury trial waiver, and venue-selection provisions, as warranted. Plaintiffs have agreed to this request and ask the Court to grant the relief requested herein, subject to that understanding.

Dated: July 25, 2023

/s/ Tricia R. Herzfeld

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Plaintiffs' Steering Committee Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on July 25, 2023, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the email addresses denoted on the Electronic Mail Notice List.

/s/ Tricia R. Herzfeld

Tricia R. Herzfeld